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PATENT

Customer No. 22,852

Attorney Docket No. 3804.0128-00



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of:

David H. GORSKI et al.

Application No.: 09/755,320

Filed: January 5, 2001

For: Growth Arrest Homeobox Gene

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) Group Art Unit: 1812
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) Examiner: C. Saoud
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Commissioner for Patents
Washington, DC 20231

Sir:

RESPONSE TO NOTICE TO COMPLY WITH SEQUENCE REQUIREMENTS

In a notice dated September 27, 2002, the Office indicated that the current sequence listing does not comply with the requirements of 37 C.F.R. 1.821 through 1.825. Specifically, a computer readable form of the Sequence Listing has not been filed in the instant application.

A paper copy of the sequence listing was included in the originally filed specification of this reissue application at columns 17-36. The paper copy is identical the computer-readable copy of the Sequence Listing filed on September 27, 1997, in parent application Serial No. 08/203,532 ("the '532 application"). In accordance with 37 C.F.R. § 1.821(e), please use the computer readable form filed in the '532 application as the computer readable form for the instant application. It is understood that the U.S. Patent and Trademark Office will make the necessary change in the application serial

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David GORSKI et al.
Serial No. 09/755,320


Atty. Docket No. 3804.0128

number and filing date for the computer readable form that will be used for the instant application.

Please grant any extensions of time required to enter this paper and charge any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

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**NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING
NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES**

Applicant must file the items indicated below within the time period set the Office action to which the Notice is attached to avoid abandonment under 35 U.S.C. § 133 (extensions of time may be obtained under the provisions of 37 CFR 1.136(a)).

The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 C.F.R. 1.821 - 1.825 for the following reason(s):



- ☒ 1. This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998).
- ☐ 2. This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 C.F.R. 1.821(c).
- ☒ 3. A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e).
- ☐ 4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing."
- ☐ 5. The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A Substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).
- ☐ 6. The paper copy of the "Sequence Listing" is not the same as the computer readable form of the "Sequence Listing" as required by 37 C.F.R. 1.821(e).
- ☐ 7. Other: _____

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Applicant Must Provide:

- ☒ An **initial** or substitute **computer readable form (CRF) copy** of the "Sequence Listing".
- ☒ An initial or **substitute paper copy** of the "Sequence Listing", as well as an amendment directing its entry into the specification, if necessary.
- ☒ A **statement** that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d).

For questions regarding compliance to these requirements, please contact:

For Rules Interpretation, call (703) 308-4216

For CRF Submission Help, call (703) 308-4212

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